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Old Attorney Docket No. MJA-21702/03
New Attorney Docket No. HTEC-044/01US

PATENT

Express Mail Label Number: EV 459985354 US

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 1, 2004.

By: Deborah Hager

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of James R. Mault

Serial No.: 10/033,063 Examiner: [Not Assigned]

Filed: October 25, 2001 Art Unit: 2161

Confirmation No.: 6818

For: **METHOD OF ASSISTING INDIVIDUALS IN LIFESTYLE CONTROL PROGRAMS**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REVOCATION AND NEW POWER BY ASSIGNEE AND STATEMENT UNDER 37 C.F.R. §3.73(b)

The Assignee of the entire right, title, and interest in the above-identified application hereby revokes all previously granted powers and grants the registered practitioners of Cooley Godward LLP included in the Customer Number provided below power to act, prosecute, and transact all business in the U.S. Patent and Trademark Office in connection with this application, any applications claiming priority to this application, and any patents issuing therefrom.

The assignee certifies that to the best of its knowledge and belief it is the owner of the entire right, title, and interest in and to the above-identified application as evidenced by:

- An assignment document, a copy of which is enclosed herewith;
- An assignment previously recorded on October 25, 2001, in the U.S. Patent and Trademark Office at Reel 012421, Frame 0203.

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Please direct all telephone calls and correspondence to:

COOLEY GODWARD LLP
ATTN: Patent Group
Five Palo Alto Square
3000 El Camino Real
Palo Alto, CA 94306-2155
Tel: (720) 566-4016
Fax: (720) 566-4099

CUSTOMER NUMBER: **22903**

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

Date: 6/30/04

Signature: Edwin M. Pearce, Jr.
Name: Edwin M. Pearce, Jr.
Title: Vice President - Operations
Company: HealtheTech, Inc.



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TRANSMITTAL

Enclosed are the following documents for the above-identified application:

- Amendment/Response
- Petition for Extension of Time
- Request for Approval of Drawing Changes
- Information Disclosure Statement
- Notice of Appeal
- Associate Power
- Revocation and New Power
- Change of Address
- Return receipt postcard
- Check No. ____ in the amount of \$ ____ for the total fee as calculated below
- Other:

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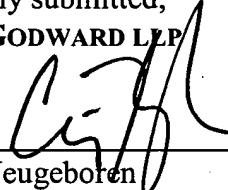
The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§1.16, 1.17, and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 03-3117.

Dated: July 1, 2004

Cooley Godward LLP
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By:

Respectfully submitted,
COOLEY GODWARD LLP



Craig A. Neugeboren
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